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IN THE UNITED STATES MIDDLE DISTRICT COURT
STATE OF ALABAMA

2007 APR 19 A 9:17

MARCUS TATE
PLAINTIFF

*

2:07cv292-WKW
CV-292-WKW

CLERK OF DISTRICT COURT
MIDDLE DISTRICT ALA

v.

*

[WO]

ATTORNEY GENERAL MARC BASS et,al
DEFENDANTS

*

PURSUANT

OBJECTION ANSWER TO RECOMMENDATION REPORT OF THE MAGISTRATE JUDGE
AND PURSUANT de novo TRIAL UPON DEFENDANTS et,al

(1). THIS OBJECTION IS MADE IN SUPPORT OF de novo TRIAL and JURISDICTION why THIS CASE SHOULD STAY IN THE UNITED STATES MIDDLE DISTRICT STATE OF ALABAMA U.S. MAGISTRATE CHIEF JUDGE CHARLE S. COODY HAND.

CASE WAS BOUND OVER TO MONTGOMERY COUNTY
ATTORNEY GENERAL MARC BASS et,al HANDS

(2). THIS CASE NO. CC-99-169-M WAS [BOUNDED] OVER TO THE OFFICE AND HANDS OF THE STATE OF ALABAMA, MONTGOMERY COUNTY JURISDICTION OF THE MIDDLE DISTRICT OF ALABAMA IN THE HANDS OF ATTORNEY GENERAL OFFICERS MARC BASS et,al PURSUANT 42 USCS 1985(3) IN A CHAIN OF CUSTODY OF PLAINTIFF CONSPIRACY TO VIOLATE PLAINTIFF CIVIL RIGHTS, CONST, 4th, 5th, 6th, 8th, 9th, 13th, 14th DUE PROCESS OF LAW

(3). THIS CASE IS NOT IN THE JURISDICTION OF CLARKE COUNTY CIRCUIT COURT, (a). UNTIL FUTHER NOTICES THE ALABAMA CRIMINAL COURT APPEALS /OR/ ALABAMA SUPREME COURT HAS REVERSED IT BACK TO CLARKE COUNTY JURISDICTION IN THE UNITED STATES SOUTHERN DISTRICT JURISDICTION

RESIDES IN THE MIDDLE DISTRICT OF ALABAMA

- (4). ALL COURTS SUCH AS FOLLOWING, ALA.CRIMINAL COURT APPEALS
(b). ALA.SUPREME COURT (c). UNITED STATES MIDDLE DISTRICT
COURT ,AND STATE OF ALABAMA ATTORNEY GENERAL OFFICE
AND OFFICERS, MARC BASS, TROY KING. AND MARC STARRETT
RESIDES IN THE MIDDLE DISTRICT OF ALABAMA.

ALL EVIDENCE IN ATTORNEY GENERAL OFFICE OF ALABAMA

- (5). ALL EVIDENCE TO THIS CASE CC-99-169-M AND CV-292-WKW WILL
AND SHALL BE FOUND IN THE STATE OF ALABAMA ATTORNEY GENERAL
OFFICE MARC BASS et,al PURSUANT 42 .USCS 1985(3) CHAIN OF
CUSTODY

DEFENDANTS APPOINTED BY THE STATE
IN MONTGOMERY COUNTY ALABAMA STATE
HOUSE SOUTH UNION STREET

- (6). ALL DEFENDANTS SUCH AS ROBERT KEAHEY,SPENCER WALKER, et,al
was appointed by the STATE OF ALABAMA IN MONTGOMERY COUNTY
ALABAMA IN THE UNITED STATES MIDDLE DISTRICT, BY THE OFFICE
OF THE GOVERNOR,S AND ATTRONEY GENERAL OFFICE SOUTH UNION
STREET.
- (7). THE OFFICE OF THE ATTORNEY GENERAL OFFICER,AND ALABAMA
CRIMINAL COURT APPEALS IS AIDING AND ABIDING THIS CASE
IN THE MIDDLE DISTRICT OF ALABAMA WHICH GIVING THE U.S.
CHIEF MAGISTRATE JUDGE CHARLES S. COODY JURISDICTION
VENUE AND POWER TO GIVE JUDGMENT, DECISION,AND RULING,
RELIEF TO PLAINTIFF.

(8). THE PLAINTIFF GIVES THE CHIEF MAGISTRATE JUDGE CHARLE S. COODY JURISDICTION UNDER PURSUANT 28. USCS 636 STATUTES PROCEDURE fcrp 636 STATUTES PROCEDURES

(9). THE PLAINTIFF CONSENT FOR THE MAGISTRATE JUDGE IN THE MIDDLE DISTRICT STATE OF ALABAMA TO EXCISE JURISDICTION.

U.S. SOUTHERN DISTRICT USE UNFAIR PREJURNNESS

(10). THE PLAINTIFF STATE THE FACTS UNDER AFFIDAVIT THAT THE U.S. SOUTHERN DISTRICT HAS BEEN USING UNFIAR PREJUICENESS AGAINST ALL CIVIL CASES UNDER 42 .USCS 1983 PRISONER,S COMPLAINTS.(a). THIS IS MY REASON FOR NOT FILING IN THE SOUTHERN DISTRICT COURT OF MOBILE ALABAMA

VERY SERIOUS CASE

(11. PURSUANT 28.USCS 1915(g) AND PROCEED IN FORMA PAUPERIS THIS CV-292-WKW and CC-99-169-M IS VERY SERIOUSNESS TO BE HEARD IN THE MIDDLE DISTRICT OF ALABAMA,PURSUANT CLAIMS AND CIVIL RIGHTS VIOLATIONS. MOTION TO LEAVE AND AMEND EXCESSIVE FORCE, FLASE IMPRISONMENT, KIDNAPPING, MALICIOUS PROSECUTION, AND AIDING AND ABIDING TO KIDNAPPING BY THE ATTORNEY GENERAL OFFICERS MARC BASS et,al THE FACTS IN MARC BASS et,al HAND AND OFFICE

(a). THE PLAINTIFF STATES THAT BECAUSE MARC BASS et,al HAS CONSPIRED UNDR 42 USCS 1985(3) DEFENDANTS HAS VIOLATED PLAINTIFF CIVIL RIGHTS CONST ,4th,5th,6th, 8th,9th,13th,14th,amend and due process of law

GENUNIE ISSUES

(12). THE PLAINTIFF HAS STATED GENUINE ISSUES ACCORDINGLY TO COURT FILES EXHIBITS RECORDS AND CHAIN OF CUSTODY AT THE STATE OF ALABAMA ATTORNEY GENERAL OFFICE, MONTGOMERY COUNTY UNITED STATES MIDDLE DISTRICT PURSUANT [FCRP] 56(e) and case law to support ANDERSON vs. LIBERTY LOBBY, INC. 477 US 242, 91 L Ed 2d 202, 106 S Ct 2505

PRAYS FOR DE NOVO ON ALL CLAIMS

(13). THE PLAINTIFF PRAYS FOR A DE NOVO ON ALL CLAIMS AND ELIMINATE ONLY ONE CLAIM(A). PURSUANT ILLEGAL ARREST

DEFENDANTS DOSE NOT STATE GENUINE ISSUES TO STOP DE NOVO TRIAL

(14). THE PLAINTIFF STATES DEFENDANTS et, al DOSE NOT STATE NO GENUNIE ISSUES UNDER CELOTEX CORP. v CATRETT, 477 US 317, 91 L Ed 2d 265, 106 S Ct 2548 TO STOP DE NOVO TRIAL IN THE UNITED STATES MIDDLE DISTRICT OF ALABAMA

CERTIFICATION OF SERVICE

THE PLAINTIFF MARCUS TATE AIS# 180664 SWEARS THAT HE HAS SERVED THE DE NOVO OBJECTION UPON THE ATTORNEY GENERAL OFFICERS et, al MARC BASS 11 SOUTH UNION STREET MONTGOMERY ALABAMA 36130 and the SAME UPON THE U.S. MIDDLE DISTRICT COURT CLERK OFFICE AT P.O. BOX 711 MONTGOMERY ALABAMA 36101 DONE BY U.S. VISA MAIL PREPAID POST STAMPS HAND DELIEVERY BY THE POSTAL MASTER GENERAL DAY 17 MONTH APRIL 2007

Marcus Tate 180664
MARCUS TATE AIS# 180664
3800 GK FOUNTAIN CORRECTIONAL
ATMORE ALABAMA 36503

STATE OF ALABAMA
NOTARY PUBLIC

AFFIDAVIT

I SWEAR I HAVE STATED FACTS FOR DE NOVO UNDER FCRP 56(e) AND I, AM OVER THE AGE 21 TO STAND TRIAL TO ALLEGES GENUINE ISSUES

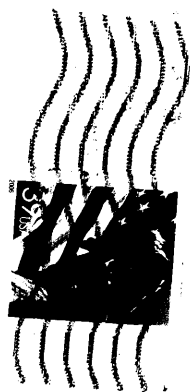
Marcus Tate
MARCUS TATE

SWORN TO AND SUBSCRIBED BEFORE ME THIS DAY 17th MONTH APRIL 2007

NOTARY: Richard L. [Signature] COMMISSION EXPIRES: 12.3.07

CLERK OFFICE
UNITED STATES MIDDLE DISTRICT COURT
P.O. BOX 711
MONTGOMERY, ALABAMA 36101

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